

PE JCIAT
APR 01 2003
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary Ashley, *et al.*

Serial No.: 09/990,554

Filed: November 21, 2001

For: MOTILIDE COMPOUNDS

Group: 1623

Examiner: Elli Peselev

AMENDMENT A

(REVISED IN ACCORDANCE WITH
THE NOTICE OF NON-COMPLIANT
AMENDMENT MAILED
FEBRUARY 5, 2003)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The Applicants filed Amendment A in the above-identified matter on January 3, 2003, in response to the objections and rejections asserted by the Examiner in the Office Action mailed July 10, 2002. Subsequently, the Applicants received a Notice of Non-Compliant Amendment mailed February 5, 2003, alleging that Amendment A failed to comply with the requirements of 37 C.F.R. § 1.121, asserting that Amendment A failed to provide both marked-up and final versions of the amendments to the claims and specification.

The Applicants agree that Amendment A did not include the mark-up and final versions of the amendment to the specification as required by 37 C.F.R. § 1.121. However, the Applicants respectfully submit that the amendments to the claims were indeed proper, and understand that this was confirmed in a teleconference between the undersigned and Ms. Martino on March 25, 2003. Therefore, the Applicants provide herewith a revised Amendment A that includes marked-up and final versions of the amendments to the Specification in accordance with 37 C.F.R. § 1.121, but which is otherwise identical to the Amendment A mailed January 3, 2003. The marked-up text is provided below; the final versions showing the amendments as indicated is provided in the two Appendixes submitted herewith.

Serial No. 09/990,554
Attorney Docket No. 010041.02